Amendment and Response
Applicant: Dan Scott Johnson
Serial No.: 10/808,136
Filed: March 24, 2004
Docket No.: 200207099-1
Title: AUDIO/VIDEO COMPONENT NETWORKING SYSTEM AND METHOD

REMARKS

The following Remarks are made in response to the Non-Final Office Action mailed April 16, 2009, in which claims 1-6, 8-12, 14-19, and 21-33 were rejected.

With this Amendment, claims 8, 18, and 30-33 have been cancelled without prejudice, claims 34-39 have been added, and claims 1, 2, 12, 14, 17, 19, 26, and 29 have been amended to clarify Applicant's invention.

Claims 1-6, 9-12, 14-17, 19, 21-29, and 34-39, therefore, remain pending in the application and are presented for reconsideration and allowance.

Claim Rejections under 35 U.S.C. § 103

Claims 1-6, 8-12, 14-19, 21-25, and 29-33 are rejected under 35 U.S.C. 103(a) as being unpatentable over Farrand U.S. Publication No. 2003/0193619 in view of West et al. U.S. Patent No. 6,971,121, further in view of Margulis U.S. Patent No. 6,263,503, and further in view of Liebenow U.S. Patent No. 6,131,136.

Claim 26 is rejected under 35 U.S.C. 103(a) as being unpatentable over Francis et al. U.S. Publication No. 2004/0187152 in view of West et al. U.S. Patent No. 6,971,121.

Claims 27-28 are rejected under 35 U.S.C. 103(a) as being unpatentable over Francis et al. U.S. Publication No. 2004/0187152 in view of West et al. U.S. Patent No. 6,971,121, further in view of Farrand U.S. Publication No. 2003/0193619, and further in view of Liebenow U.S. Patent No. 6,131,136.

With this Amendment, independent claim 1 has been amended to clarify that the audio/video (A/V) component networking system includes **"a data manager adapted to identify related A/V program data and automatically transfer the A/V program data and the related A/V program data between a memory and an archival storage system based on a sequential relationship of the A/V program data and the related A/V program data,"** wherein **"an earlier of the A/V program data and the related A/V program data is stored in the memory, and a later of the A/V program data and the related A/V program data is stored in the archival storage system."**

With this Amendment, independent claim 12 has been amended to clarify that the audio/video (A/V) component networking system includes **"means for identifying related A/V program data and automatically transferring the A/V program data and the**

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related A/V program between a memory and an archival storage system based on a sequential relationship of the A/V program data and the related A/V program data," wherein **"an earlier of the A/V program data and the related A/V program data is stored in the memory, and a later of the A/V program data and the related A/V program data is stored in the archival storage system."**

With this Amendment, independent claim 17 has been amended to clarify that the audio/video (A/V) networking method includes **"identifying related A/V program data and automatically transferring the A/V program data and the related A/V program between a memory and an archival storage system based on a sequential relationship of the A/V program data and the related A/V program data,"** wherein **"an earlier of the A/V program data and the related A/V program data is stored in the memory, and a later of the A/V program data and the related A/V program data is stored in the archival storage system."**

With this Amendment, independent claim 26 has been amended to clarify that the audio/video (A/V) component networking system includes **"a data manager adapted to automatically transfer the available A/V program data between a memory and an archival storage system based on a sequential relationship of the available A/V program data,"** wherein **"earlier A/V program data is stored in the memory and later A/V program data is stored in the archival storage system."**

With this Amendment, independent claim 29 has been amended to clarify that the audio/video (A/V) component networking system includes **"a data manager adapted to automatically transfer the A/V program data between a memory and an archival storage system based on presentation of the A/V program data to a user, wherein, upon presentation of requested A/V program data to a user, the data manager is adapted to extract related A/V program data from the archival storage system and store the related A/V program data in the memory."**

Support for the amendments made herein is provided in the Specification at least at, for example, paragraphs [0047] and [0053]-[0055]; paragraphs [0066]-[0068] and FIG. 8; paragraphs [0064]-[0065] and FIG. 7.

With respect to the cited references, Applicant submits that these references, individually or in combination, do <u>not</u> disclose an audio/video (A/V) component networking

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system as claimed in independent claim 1, do <u>not</u> disclose an audio/video (A/V) component networking system as claimed in independent claim 12, and do <u>not</u> disclose an audio/video (A/V) networking method as claimed in independent claim 17 including, amongst other things and in the combinations recited, identifying related A/V program data and automatically transferring the A/V program data and the related A/V program between a memory and an archival storage system <u>based on a sequential relationship</u> of the A/V program data and the related A/V program data, wherein <u>an earlier of the A/V program data and the related A/V program data</u> is stored in the memory, and <u>a later of the A/V program data and the related A/V program data</u> is stored in the archival storage system.

In addition, Applicant submits that the cited references, individually or in combination, do <u>not</u> disclose an audio/video (A/V) component networking system as claimed in independent claim 26 including, amongst other things and in the combination recited, a data manager adapted to automatically transfer the available A/V program data between a memory and an archival storage system <u>based on a sequential relationship</u> of the available A/V program data, wherein <u>earlier A/V program data</u> is stored in the memory and <u>later A/V program data</u> is stored in the archival storage system.

Furthermore, Applicant submits that the cited references, individually or in combination, do <u>not</u> disclose an audio/video (A/V) component networking system as claimed in independent claim 29 including, amongst other things and in the combination recited, a data manager adapted to automatically transfer the A/V program data between a memory and an archival storage system <u>based on presentation of the A/V program data to a user</u>, wherein, <u>upon presentation of requested A/V program data to a user</u>, the data manager is adapted to <u>extract related A/V program data</u> from the archival storage system and store the related A/V program data in the memory.

In view of the above, Applicant submits that independent claims 1, 12, 17, 26, and 29, and the dependent claims depending therefrom, are each patentably distinct from the cited references and, therefore, are each in a condition for allowance. Applicant, therefore, respectfully requests that the rejections under 35 U.S.C. 103(a) be reconsidered and withdrawn, and that claims 1-6, 9-12, 14-17, 19, 21-29, and 34-39 be allowed.

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CONCLUSION

In view of the above, Applicant respectfully submits that pending claims 1-6, 9-12, 14-17, 19, 21-29, and 34-39 are all in a condition for allowance and requests reconsideration of the application and allowance of all pending claims.

Any inquiry regarding this Amendment and Response should be directed to either Reed J. Hablinski at Telephone No. (281) 514-7828, Facsimile No. (970) 812-0443 or Scott A. Lund at Telephone No. (612) 573-2006, Facsimile No. (612) 573-2005. In addition, all correspondence should continue to be directed to the following address:

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Respectfully submitted,

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